IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
W.P.NO.1713 OF 2006

Mohammedwalla Trust & Anr. ..Petitioners
Vs.
The State of Maharashtra
and 2 Ors. ..Respondents

...

Mr.C.K.Thomas i/b C.K.Thomas & Associates
for Petitioners
Mr.M.D.Noile AGP for Respondents

...

CORAM: F.I.REBELLO AND
SMT.V.K.TAHILRAMANI,JJ.
DATE : JULY 13, 2006

P.C.

1. Heard learned advocates for the parties.

2. In the instant case, the petitioner-minority institution, running an unaided college, has moved this Court against the refusal by the Respondent-State for admission of one student from the Government quota. Considering the number of students, the Government quota of 25% comes to 13 seats. The Government sent only 12 names. Inspite of repeated requests to forward one more name, to make up the quota of 13 seats, the same was not forwarded by the Respondent-State. The petitioner was also in communication with the Respondents. Inspite of that there was no reply. The Management

thereafter itself has filled one seat against the Govt. quota vacancy and sought regularisation of that post. That approval has not been granted and in the light of that, present petition is filed.

3. The College conducts course of D.Ed. in Urdu medium.

. Considering the peculiar facts of this case as the Respondent did not forward the name of additional student, we direct the Respondents to regularise the admission of the student Kum.Nafis Ahmed Abdul Wahid admitted by the petitioners against one Government seat and issue the approval/no objection within two weeks from today.

4. It is made clear that this direction is not to be treated as a precedent in the future as it is made on the peculiar facts of the case.

5. With the above observation, petition stands disposed of.

[F.I.REBELLO, J.]

[SMT.V.K.TAHILRAMANI,J.]